

**UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS**

SECURITIES AND EXCHANGE COMMISSION,

Plaintiff,

v.

**JAMES TAMBONE and
ROBERT HUSSEY,**

Defendants.

**CIVIL ACTION
NO. 05-10247-NMG**

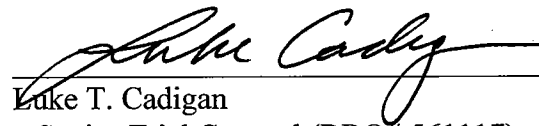
**THE COMMISSION’S MOTION FOR RELIEF FROM
JUDGMENT OR ORDER PURSUANT TO FED. R. CIV. P. 60(b)**

Pursuant to Fed. R. Civ. P. 60(b), Plaintiff Securities and Exchange Commission (the “Commission”) respectfully moves for relief from the Court’s Order dated January 27, 2006 (the “Order”). More specifically, for the reasons set forth in its memorandum in support of this motion, the Commission moves that the Court vacate the Order dismissing the instant action so that it may be granted leave to file its amended complaint, which has already been submitted to the Court.

Respectfully submitted,

SECURITIES AND EXCHANGE COMMISSION

By its attorneys,

A handwritten signature in black ink, appearing to read "Luke T. Cadigan", is written over a horizontal line.

Luke T. Cadigan

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Dated: March 22, 2006

LOCAL RULE 7.1 CERTIFICATION

I hereby certify that I have conferred with opposing counsel and have attempted in good faith to resolve or narrow the issues that are the subject of this motion.



Luke T. Cadigan

Dated: March 22, 2006

CERTIFICATE OF SERVICE

I certify that on March 22, 2006, I caused a copy of the foregoing to be served by the Court's Electronic Case Filing (ECF) system, or where noted, by first-class mail, upon the following counsel.

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